

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2007-172483-001 DT

02/05/2008

COMMISSIONER JAMES R. MORROW

CLERK OF THE COURT
C. Machelski
Deputy

STATE OF ARIZONA

STEPHEN PATRICK MAUGER

v.

MICHEAL D BANNING (001)
DOB: 01/17/1987

STEPHEN M REMPE

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:38 a.m.

Courtroom ECB 011

State's Attorney:	Shane Miller
Defendant's Attorney:	Stephen Rempe
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Based upon the information provided, the Court finds probation to be mandatory pursuant to A.R.S. Section 13-901-01(A) due to the fact that this is the Defendant's first drug conviction.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

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IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 (As Amended) Possession of Use of Marijuana
Class 1 Misdemeanor

A.R.S. § 13-3401, -3405, -3418, -702(G), -707, -802, -901.01(D), and 13-901.01(A)

Date of Offense: November 8, 2007

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: Eighteen (18) months

To begin February 5, 2008.

IT IS ORDERED that probation in this cause shall run concurrent with probation in CR2007-150736-001DT.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

FINE: Count 1 - Total amount of \$1,380.00, which includes surcharges of 84%, payable \$50.00 per month beginning April 1, 2008.

Fine is to be paid to the Arizona Drug Enforcement Fund.

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$10.00

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 19 - Count 1: Complete 24 hours of approved community restitution at a minimum rate of 6 hours per month beginning as directed in writing by the Adult Probation Department.

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Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

The presentence investigation report is filed under CR2007-172483-001DT.

9:49 a.m. Matter concludes.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER JAMES R. MORROW
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)